

106TH CONGRESS  
2D SESSION

# S. RES. 331

To authorize testimony, document production, and legal representation in  
United States v. Ellen Rose Hart.

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IN THE SENATE OF THE UNITED STATES

JUNE 29, 2000

Mr. LOTT (for himself and Mr. DASCHLE) submitted the following resolution;  
which was considered and agreed to

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## RESOLUTION

To authorize testimony, document production, and legal  
representation in United States v. Ellen Rose Hart.

Whereas, in the case of United States v. Ellen Rose Hart, CR–F 99–5275 AWI, pending in the United States District Court for the Eastern District of California, testimony has been requested from Eric Vizcaino, an employee in the office of Senator Boxer, and Monica Borvice, an employee in the office of Senator Feinstein;

Whereas, pursuant to sections 703(a) and 704(a)(2) of the Ethics in Government Act of 1978, 2 U.S.C. §§ 288b(a) and 288c(a)(2), the Senate may direct its counsel to represent employees of the Senate with respect to any subpoena, order, or request for testimony relating to their official responsibilities;

Whereas, by the privileges of the Senate of the United States and rule XI of the Standing Rules of the Senate, no evidence under the control or in the possession of the Senate may, by the judicial or administrative process, be taken from such control or possession but by permission of the Senate, and

Whereas, when it appears that evidence under the control or in the possession of the Senate may promote the administration of justice, the Senate will take such action as will promote the ends of justice consistently with the privileges of the Senate: Now, therefore, be it

1       *Resolved*, That Eric Vizcaino, Monica Borvice, and  
 2 any other employee of the Senate from whom testimony  
 3 or document production may be required are authorized  
 4 to testify and produce documents in the case of United  
 5 States v. Ellen Rose Hart, except concerning matters for  
 6 which a privilege should be asserted.

7       SEC. 2. The Senate Legal Counsel is authorized to  
 8 represent Eric Vizcaino, Monica Borvice, and any Member  
 9 or employee of the Senate in connection with the testimony  
 10 and document production authorized in section one of this  
 11 resolution.

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